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7 TIMOTHY L. SPALDING,
8 Plaintiff,
9 v.
10 FLAGSTAR BANK, FSB,
11 Defendant.

12 Case No. 14-cv-01398-JD

13 **ORDER REMANDING CASE**

14 This case was removed from California state court pursuant to 28 U.S.C. § 1441 on March
15 26, 2014; the basis alleged for this Court's jurisdiction was diversity of citizenship under 28
16 U.S.C. § 1332. Notice of Removal ¶ 2, Dkt. No. 1. A precondition to federal court jurisdiction on
17 this ground is an amount in controversy that exceeds \$75,000. 28 U.S.C. § 1332(a). At the June
18 18, 2014, hearing on defendant's motion to dismiss the first amended complaint, the parties agreed
19 on the record that the amount in controversy does not exceed \$50,000. The Court therefore
20 remands the case back to the Superior Court of the State of California for the County of Contra
Costa pursuant to 28 U.S.C. § 1447(c).

21 **IT IS SO ORDERED.**

22 Dated: December 9, 2014

23 
24 JAMES DONATO
United States District Judge